

1 Honorable Robert S. Lasnik
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,

No. CR13-310RSL

11 Plaintiff,

12 v.
13 ORDER TO COMPEL PSYCHIATRIC
14 EXAMINATION OF DEFENDANT

15 MUHAMMED ZBEIDA TILLISY,

16 Defendant.

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18 THE COURT, having considered the Government's unopposed motion, and the
record as a whole, finds as follows:

19 1. Based upon the facts set forth in the unopposed motion, the Court finds that
20 the defendant has submitted notice of his intent both to present an insanity defense and to
21 introduce expert evidence relating to a mental disease or defect bearing on the issue of
22 guilt, pursuant to Fed. R. Crim. P. 12.2(a) and (b).

23 2. The Court further finds that the Government has moved for an order
24 compelling the defendant to submit to a psychiatric examination pursuant to Fed. R.
25 Crim. P. 12.2(c)(1)(B) and 18 U.S.C. § 4242(a), and is in the process of retaining the
26 services of Dr. Kenneth Muscatel, a psychiatric expert, for this purpose.

1 IT IS THEREFORE ORDERED that the defendant shall submit to a psychiatric
2 examination by the Government's expert witness, Dr. Kenneth Muscatel.

3 IT IS FURTHER ORDERED that the parties shall confer to schedule the
4 examination promptly.

5 IT IS FURTHER ORDERED, pursuant to 18 U.S.C. § 4242(a) and § 4247(c), that
6 Dr. Muscatel shall prepare a report regarding his evaluation, which shall be filed with the
7 court with copies provided to the counsel for the defendant and to the attorney for the
8 Government, and that said report shall include:

- 9 (1) the defendant's history and present symptoms;
- 10 (2) a description of the psychiatric, psychological, and medical tests that were
11 employed and their results;
- 12 (3) the examiner's findings; and
- 13 (4) the examiner's opinions as to diagnosis, prognosis, and whether defendant was
14 insane at the time of the offense charged.

15 DATED this 4th day of June, 2014.
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18 Robert S. Lasnik
19 United States District Judge

20 Presented by:
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22 Counsel for the United States:
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24 JENNY A. DURKAN
United States Attorney

25 By:
26

s/Ehren Reynolds
27 EHREN REYNOLDS
Assistant United States Attorney
United States Attorney's Office
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